

CHO  
"Voice Announced Caller Identification  
Features and Methods Therefor"  
Atty. Docket No. CS11370

Appl. No. 09/928,321  
Confirm No. 7384  
Examiner L. LE  
Art Unit 2645

### **Allowability of Claims Over Fusco**

#### **Rejection Summary**

Claims 1-3, 5, 6, 8-17 and 19-21 stand rejected under 35 USC 102(e) as being anticipated by U.S. Publication No. 2003/0026416 A1 (Fusco). Official Action, 20 October 2004, para. 2.

#### **Discussion of Declaration Under 37 CFR 1.131**

The Applicants have submitted herewith a Declaration under 37 CFR 1.131 swearing back of the Fusco reference. The rejections under 35 U.S.C. 102(e) based on Fusco are therefore overcome. Kindly withdraw the rejections based upon Fusco.

The Declaration is timely since it is submitted to overcome new grounds for rejection in a final Office action. MPEP 715.09 (C)(1) Seasonable Presentation.

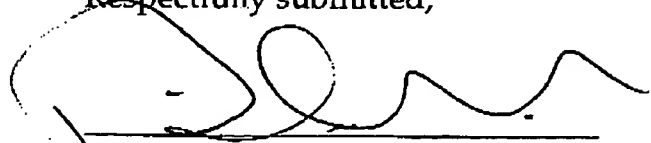
#### **Prayer for Relief**

In view of the Declaration and discussion above, the Claims of the present application are in condition for allowance. Kindly withdraw any rejections and objections and allow this application to issue as a United States Patent without further delay.

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Respectfully submitted,



ROLAND K. BOWLER II 20 DEC. 2004  
REG. NO. 33,477

MOTOROLA, INC.  
INTELLECTUAL PROPERTY DEPT. (RKB)  
600 NORTH U.S. HIGHWAY 45, AN475  
LIBERTYVILLE, ILLINOIS 60048

TELEPHONE NO. (847) 523-3978  
FACSIMILE NO. (847) 523-2350